

Notice of Allowability

Application No.

10/784,406

Applicant(s)

KRABENBORG ET AL.

Examiner

Irina S. Zemel

Art Unit

1711

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 2-16-2007.
2. ☐ The allowed claim(s) is/are 1,2,5-8,10,13-20,22-24,26,27 and 34-48.
3. ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☒ All b) ☐ Some* c) ☐ None of the:
1. ☒ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.
THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
- (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
- 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
- (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO/SB/08),
Paper No./Mail Date _____
4. ☐ Examiner's Comment Regarding Requirement for Deposit
of Biological Material

5. ☐ Notice of Informal Patent Application
6. ☒ Interview Summary (PTO-413),
Paper No./Mail Date _____
7. ☒ Examiner's Amendment/Comment
8. ☐ Examiner's Statement of Reasons for Allowance
9. ☐ Other _____

EXAMINER'S AMENDMENT

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Mr. Sims on 4-24-2007.

The application has been amended as follows:

Please amend claim 1 as follows:

Claim 1. (Currently Amended) A reactive hot melt composition in the form of free-flowing pellets, the composition comprising:

a cross-linkable resin comprising, one of an ethylene-acrylic acid copolymer, an ethylene-methacrylic acid copolymer, ~~having a melt flow rate, when measured according to ISO 1113, of more than 100 g/10 minutes at 190°C and 2.16 kg,~~ and an ethylene-acrylic acid-methacrylic acid terpolymer, having a melt flow rate, when measured according to ISO 1113, of more than 100 g/10 minutes at 190°C and 2.16 kg, said cross-linkable resin further comprising at least one or more additional copolymers of ethylene with an ethylenically unsaturated monomer;

from about 10 to about 30 percent based on the total weight of the composition, of an adhesion promoter for providing adhesive properties to the composition at temperatures of about 50 to about 100°C, wherein the adhesion promoter comprises at least one of a plasticizer and a tackifier;

Art Unit: 1711

a free radical cross-linking initiator having a 1 hour half-life temperature of from about 110°C to about 170°C; and

a foaming agent;

wherein the composition is such that it can be melted and extruded on to a substrate at a temperature of from about 90°C to about 120°C without curing, and can be cured at a temperature of from about 120°C to about 200°C.

In claim 7, on the first line, change "3" to - -1- -.

In claim 15, on line 8 of the claim, after "2.16 kg" substitute "and at least" with --, said cross-linkable resin further comprising at least--.

In claim 16, on line 6 of the claim, after "2.16 kg" substitute "and at least" with --, said cross-linkable resin further comprising at least--.

In claim 22, on the first line, change "21" to - -20- -.

In claim 26, on the first line, change "25" to - -24- -.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Irina S. Zemel whose telephone number is (571)272-0577. The examiner can normally be reached on Monday-Friday 9-5.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, James Seidleck can be reached on (571)272-1078. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Art Unit: 1711

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

ISZ

Irina S. Zemel
Primary Examiner
Art Unit 1711

